



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

DEAN D. EFSTATHIOU, Acting Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE
REFER TO FILE: **AS-0**

October 7, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**LANDSCAPE AND GROUNDS MAINTENANCE
SERVICES – ROAD MAINTENANCE DISTRICT 3 EAST
(SUPERVISORIAL DISTRICTS 2 AND 4)
(3 VOTES)**

SUBJECT

This action is to approve expanding the level of landscape and grounds maintenance services for the Road Maintenance District 3 East area.

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the work continues to be categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that this service continues to be more economically performed by an independent contractor than by County employees.
3. Approve the attached amendment to Contract No. 75974 with TruGreen LandCare, located in Gardena, California, for Landscape and Grounds Maintenance Services – Road Maintenance District 3 East to expand the level of service commencing upon your Board's approval at an additional amount of \$7,377 for the current contract term, to increase the annual not-to-exceed amount from \$107,721 to \$115,098, and an additional annual amount of \$29,508 for each of the remaining optional renewal years, to increase the annual not-to-exceed amount from \$107,721 to \$137,229.

4. Authorize the Acting Director of Public Works or his designee to annually increase the contract amount up to an additional 25 percent of the annual contract sum for unforeseen, additional work within the scope of the contract, if required.
5. Authorize the Acting Director of Public Works or his designee to execute the amendment and to approve and execute future amendments to incorporate necessary changes within the scope of work.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to expand the landscaping service area to include the areas at Vermont Avenue from Ashbridge Lane to 223rd Street, and Avalon Boulevard from Alondra Boulevard to 380 feet north of Compton Boulevard.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Service Excellence (Goal 1), Organizational Effectiveness (Goal 3), Fiscal Responsibility (Goal 4), and Community Services (Goal 6). Having a contractor that has the specialized expertise to provide these services accurately, efficiently, timely, responsively, and in a cost-effective manner will support the Department of Public Works (Public Works) in meeting these goals.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund. Based on the contractor's quoted rate, the requested not-to-exceed increased annual contract amount of \$7,377 (prorated for the remainder of the first option year) for the current contract term will increase the annual not-to-exceed amount from \$107,721 to \$115,098, commencing upon your Board's approval, and \$29,508 (\$2,459 per month) for the subsequent option years to increase the annual not-to-exceed amount for the option years from \$107,721 to \$137,229, plus 25 percent contingency for unforeseen, additional work within the scope of work of the contract, if required.

Funding for the amended contract is available in the Fiscal Year 2008-09 Road Fund Budget. Funding to finance the contract's remaining optional years and 25 percent additional funding for contingencies will be made available through the annual budget process.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The Amendment 2, which is substantially reflected in the attached form, will continue the contract's current terms, specifications, and conditions. The Acting Director of Public Works or his designee will execute the amendment in accordance with your Board's authorization upon proper execution by the contractor and approval as to form by County Counsel.

On December 19, 2006, Agenda Item 59, your Board approved this contract for an initial one-year period with four 1-year renewal options, for a total contract period of five years, commencing on January 8, 2007, to January 2012.

On January 8, 2008, this contract was amended to reflect the contractor's compliance with the increased Living Wage Program hourly rates for the current and subsequent option years of the contract. Under Amendment 1, the contractor's annual contract amount increased from \$97,300 to \$107,721.

Using methodology approved by the Auditor-Controller, Public Works has calculated the cost-effectiveness of contracting for these services. Based on the cost calculations, Public Works has determined that these services continue to be more economically performed by an independent contractor than by County employees.

Since this is a Proposition A contract, Public Works has determined that the contractor continues to comply with the requirements of the Living Wage Program (Los Angeles County Code, Chapter 2.201) and agrees to continue to pay its full-time employees providing County services a Living Wage.

ENVIRONMENTAL DOCUMENTATION

These services continue to be categorically exempt from the provisions of the California Environmental Quality Act (CEQA) Guidelines. These services are within a class of projects that have been determined not to have a significant effect on the environment in that it meets the criteria set forth in Section 15301 (c) and (h) of CEQA.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

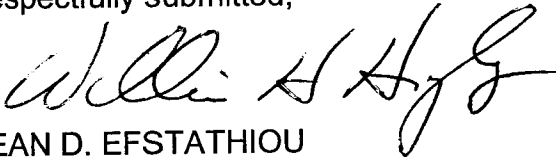
Approval of the amendment will continue the current contract services.

The Honorable Board of Supervisors
October 7, 2008
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CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works,
Administrative Services Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dean D. Efsthion", written in a cursive style.

DEAN D. EFSTATHIOU
Acting Director of Public Works

DDE:GZ:eh

Attachment

c: Chief Executive Office (Lari Sheehan)
County Counsel
Office of Affirmative Action Compliance

AMENDMENT 2 TO CONTRACT NO. 75974

LANDSCAPE AND GROUNDS MAINTENANCE
SERVICES – ROAD MAINTENANCE DISTRICT 3 EAST

THIS AMENDMENT, made and entered into this ____ day of _____, 2008, by and between the COUNTY OF LOS ANGELES, a subdivision of the State of California, a body corporate and politic (hereinafter referred to as COUNTY) and TRUGREEN LANDCARE, a general partnership (hereinafter referred to as CONTRACTOR).

WITNESSETH

WHEREAS, Contract No. 75974 was entered into between the COUNTY and the CONTRACTOR, on January 8, 2007, to provide landscape and grounds maintenance service for a period of one year with four 1-year renewal options; and

WHEREAS, contracts awarded under this authority are subject to the provisions of the Los Angeles County Code, Sections 2.201.010 through 2.201.100 (Living Wage Program); and

WHEREAS, on February 6, 2007, the COUNTY Board of Supervisors approved increases in the County Living Wage Program's hourly rates; and

WHEREAS, the Board directed that all current COUNTY contracts subject to the Living Wage Program be amended to reflect the new rates when the contracts were either renewed for an option year or otherwise amended after June 15, 2007; and

WHEREAS, on January 8, 2007, the COUNTY renewed this Contract for the first option year; and

WHEREAS, starting January 8, 2007, and CONTRACTOR entered into Amendment 1 to provide for CONTRACTOR pay its employees at least the newly approved Living Wage Program's hourly rates; and

WHEREAS, the CONTRACTOR has continued to provide these services under the Contract's existing terms and conditions as amended by AMENDMENT 1; and

WHEREAS, in accordance with the Contract's Exhibit B, Service Contract General Requirements, Section 2.CC, Changes and Amendments of Terms, the COUNTY desires to extend the service area to include the areas at Vermont Avenue from Ashbridge Lane to 223rd Street, and Avalon Boulevard from Alondra Boulevard to 380 feet north of Compton Boulevard; and

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NOW, THEREFORE, in consideration of these facts and payment to be made by the COUNTY, the COUNTY and the CONTRACTOR agree that Contract No. 75974 between them shall be amended as follows:

- Vermont Avenue from Ashbridge Lane to 223rd Street, and
- Avalon Boulevard from Alondra Boulevard to 380 feet north of Compton Boulevard.

THIRD: This Contract's LW-8, Cost Methodology, is reflected in Attachment A for these extended service areas.

[illegible]

IN WITNESS WHEREOF, the COUNTY has, by order of its Board of Supervisors, caused these presents to be subscribed by the Acting Director of Public Works, and the CONTRACTOR has subscribed its name by and through its duly authorized officers, as of the day, month, and year first written above.

COUNTY OF LOS ANGELES

By _____
Acting Director of Public Works

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.
County Counsel

By _____
Deputy

TRUGREEN LANDCARE, a general
partnership composed of TRUGREEN
LANDCARE, LLC; and TRUGREEN
COMPANIES, LLC

By _____
Regional Operations Manager

Type or Print Name